

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

ANDREW R. PERRONG)
1657 The Fairway #131 Jenkintown, PA 19046)

Plaintiff,
vs.

Civil Action
No. 15-1807

Risen Capital, LLC ("RISEN"),)
1300 NW 17th Ave., #278 Delray Beach, FL 33445)

CRYSTIAN BARRERA, Individually and as)
Chief Executive Officer / Principal of RISEN)
1300 NW 17th Ave., #278 Delray Beach, FL 33445)

and)
DOES 1 through 100, inclusive,)

Defendants.)

FILED

MAY 08 2015

MICHAEL E. KUNZ, Clerk
By _____ Dep. Clerk

Jury Trial Demanded

MOTION FOR ENTRY OF DEFAULT:

1. COMES NOW plaintiff Andrew Perrong and hereby requests that the Clerk of Court enter default against defendants Risen Capital, LLC and CRYSTIAN BARRERA, pursuant to Federal Rule of Civil Procedure 55(a).

2. In support of this motion, Plaintiff relies upon the record of this case and the affidavit submitted herein.

Dated: May 7, 2015



Andrew Perrong
Pro-Se Litigant
1657 The Fairway #131
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EASTERN DISTRICT OF PENNSYLVANIA

ANDREW R. PERRONG

1657 The Fairway #131 Jenkintown, PA 19046

Plaintiff,

vs.

Risen Capital, LLC ("RISEN"),

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CRYSTIAN BARRERA, Individually and as

Chief Executive Officer / Principal of RISEN

1300 NW 17th Ave., #278 Delray Beach, FL 33445

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DOES 1 through 100, inclusive,

Defendants.

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MICHAEL E. KUNZ, Clerk

Jury Trial Demanded _____ Dep. Clerk

AFFIDAVIT OF ANDREW PERRONG
IN SUPPORT OF MOTION FOR ENTRY OF DEFAULT:

COMES NOW plaintiff Andrew Perrong, who, having been duly sworn, swears and deposes as follows:

1. I am the Plaintiff Pro-Se in this action.
2. A summons and complaint was filed in this court on April 7th, 2015.
3. Service of process in accordance with Federal Rule of Civil Procedure 4 was accomplished as of the 13th of April, 2015.
4. Service was made to defendants Risen Capital, LLC and CRYSTIAN BARRERA.
5. An answer to the complaint was due on May 5th, 2015. Therefore, more than twenty one (21) days have passed since the defendants were served.

6. Defendants Risen Capital, LLC and CRYSTIAN BARRERA have failed to appear, plead, or otherwise defend within the time allotted and are therefore now in default.

7. Plaintiff has received correspondence from Defendants' counsel, Sheldon Zipkin, requesting additional time, however this request was denied, and Plaintiff noted that Mr. Zipkin should make a motion requesting more time should he so desire.

8. However, since neither defendants nor Mr. Zipkin have made any appearance, pleadings, or motions before this court, including a motion for extension of time, defendants have nevertheless failed to appear, plead or otherwise defend, as private correspondence is irrelevant and not subject to the record of this Court. Therefore, defendants are in default.

WHEREFORE, Plaintiff prays that the Clerk of Court enter default against the defendants Risen Capital, LLC and CRYSTIAN BARRERA

FURTHER AFFIANT SAYETH NAUGHT

Dated: May 7th, 2015

Commonwealth of Pennsylvania

County of Bucks

Before me, the undersigned Notary Public,
this 7 day of May, 2015,
personally appeared Andrew Perrong
to me known, who being duly sworn according to law,
deposes the above.

Signature

Subscribed and sworn to before me
this 7th day of May, 20 15

Victoria Giacalone
Notary Public
COMMONWEALTH OF PENNSYLVANIA

Notary Public
COMMONWEALTH OF PENNSYLVANIA

NOTARIAL SEAL
VICTORIA YEVALENKO, Notary Public
Lower Southampton Twp., Bucks County
My Commission Expires June 7, 2015

) SS:

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